



## ***CITY OF MIAMI SPRINGS, FLORIDA***

**Mayor Billy Bain**

**Vice Mayor Rob Youngs  
Councilman Paul C. Dotson**

**Councilman Bob Best  
Councilman Xavier Garcia**

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### **AGENDA REGULAR MEETING Monday, November 13, 2006 7:00 p.m.**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Councilman Best  
  
**Salute to the Flag:** Audience participation
- 3. Awards & Presentations:**
  - A) Officer of the Month Award – Sergeant Jesus M. Rodriguez – September 2006
- 4. Open Forum:** Persons wishing to speak on items of general city business, please sign the register located on the speaker's stand before the meeting begins
- 5. Approval of Council Minutes:**
  - A) 10/23/2006 – Regular Meeting
  - B) 11/01/2006 – Workshop Meeting
- 6. Reports from Boards & Commissions:**
  - A) 09/11/2006 – Board of Appeals – Minutes
  - B) 10/18/2006 – Code Enforcement Board – Minutes
  - C) 10/19/2006 – Historic Preservation Board – Minutes
  - D) 10/24/2006 – Ecology Board – Minutes

**6. Reports from Boards & Commissions: (Continued)**

- E) 10/26/2006 – Code Review Board – Cancellation Notice
- F) 11/07/2006 – Code Enforcement Board – Cancellation Notice
- G) 11/06/2006 – Zoning and Planning Board – Cancellation Notice
- H) 10/11/2006 – Golf and Country Club Advisory Board – Minutes
- I) 10/10/2006 – Recreation Commission – Minutes
- J) 11/09/2006 – Board of Parks and Parkways – Cancellation Notice
- K) 11/06/2006 – Board of Adjustment – Approval of Actions Taken at their Meeting of November 6, 2006

**7. Public Hearings: None**

**8. Consent Agenda:**

- A) Approval of the City Attorney's Invoice for October 2006 in the Amount of \$9,850.50
- B) Recommendation that Council Approve an Expenditure of \$2,675.00 to the Golden Hawks Band Booster, Inc., the Sole Source Supplier, as Provided in Section 31.11 (E) (6) (c) of the City Code, to be Paid from the Law Enforcement Trust Fund, to Provide Transportation to Tampa for the Miami Springs Senior High School Marching Band
- C) Recommendation that Council Approve an Expenditure in the Amount of \$12,378.00 to Beck Auto Sales, Inc. for the Purchase of an Electric Vehicle, as Provided in Section 31.11 (E) (5) of the City Code, to be Paid from the Law Enforcement Trust Fund, to be Used for Special Events in the City

**9. Old Business:**

- A) Appointment to the Ecology Board by Mayor Bain for a Full 3-Year Term Ending on April 30, 2009 (Joe Podgor's seat)
- B) Appointment to the Ecology Board by Vice Mayor Youngs (Group IV) for an Unexpired Term Ending on April 30, 2007 Created by the Resignation of Donna Dawson
- C) Appointment to the Code Enforcement Board by Councilman Best (Group I) for a Full 3-year Term Ending on September 30, 2009 (Marlene B. Jimenez' seat)

**9. Old Business: (Continued)**

- D) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Enacting New Code of Ordinance Section 150-028, Architectural and Design Regulations; Providing Intent; Describing Future Expansion Policy; Establishing Individual Sections for Architectural and Design Policies, Standards, Regulations, and Guidelines; Providing Directions to Codifiers; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (Garage door prohibition; façade designs and color palette adopted)
- E) Appointment to the Architectural Review Board by Mayor Bain for a Full 2-year Term Ending on October 31, 2008 (Kathy Fleischman’s seat)
- F) Appointment to the Architectural Review Board by Councilman Best (Group I) for a Full 2-year Term Ending on October 31, 2008 (Rafael Alpízar’s seat)
- G) Appointment to the Architectural Review Board by Councilman Dotson (Group II) for a Full 2-year Term Ending on October 31, 2008 (Chris Caudle’s seat)
- H) Discussion Regarding Report of Examination of Sub-surface Conditions on Plover Avenue
- I) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-041, R-1A District, to Provide New Building Height Limitations and Side Yard Requirements for two-story Structures; Code of Ordinance Sections 150.042, R-1B District; 150.043, R-1C District, and 150-044, R-1D District, to Provide New Building Height Limitations, Lot Coverage Restrictions, and Side Yard Requirements for two-story Structures; Repealing all Ordinances or Parts of Ordinances in Conflict; Directing Codification, Providing an Effective Date
- J) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida, Determining the Necessity and Appropriateness of the Acquisition of Equipment Pursuant to a Master Lease with SunTrust Leasing Corporation; Authorizing the Execution and Delivery of a Master Lease Agreement, Equipment Schedule No. 02 and Escrow Agreement, and Related Instruments; Authorizing the City Manager and Other Authorized City Officers to Execute the Lease Documentation, Evidence the Validity of the Lease Documents, and Affix the City Seal where Required; Directing the Execution of any Additional Lease Documentation by the Proper Officials and Officers of the City in Order to Effectuate the Subject Transaction; Declaration of Transaction Compliance with Internal Revenue Service Regulations; Effective Date

**9. Old Business: (Continued)**

- K) Discussion Regarding Parking in the Swale Areas
- L) Discussion Regarding the Evaluation and Appraisal Report (E.A.R.) and Consideration of Options for the Airport, Marine, Highway District

**10. New Business:**

- A) Appointment to the Code Review Board by Councilman Dotson (Group II) to Fill an Unexpired Term Ending on April 30, 2008 Created by the Resignation of Daniel Espino
- B) Confirmation, as a Ministerial Duty, per City Code §35.56 (A) (3) of Police Officer Jonathan Kahn as the Fifth Member of the Police Officers and Firefighters' Retirement System , Chosen Unanimously by the Other Board Members at their Meeting of November 2, 2006
- C) Resolution – A Resolution of the City Council of the City of Miami Springs Canvassing Returns of the Special Election of November 7, 2006, and Declaring Results Thereof
- D) Recommendation that Council Approve Budget Transfers Between General Classifications of Expenditures Within a City Department, as Provided for in Section 9.04 (1) of the City Charter
- E) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-013, Fences, Landscaping, and Boundary Walls; by Establishing New Code Section 150-013, Residential Plantings, Fences, and Walls; Providing for Planting Provisions, Restrictions and Limitations; Delineating Fence and Wall Installation and Construction Provisions, Restrictions and Exclusions; Specifying Fence and Wall Materials and Locations; Repealing all Ordinances or Parts of Ordinances in Conflict; Directions to Codifiers; Effective Date
- F) Appointment to the Code Enforcement Board by Councilman Dotson (Group II) to Fill an Unexpired Term Ending on September 30, 2008, Created by Absence (John Bankston's seat)

**10. New Business: (Continued)**

- G) Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing the City to Apply for a Matching Grant for the Police Department from the Fiscal Year 2007 Byrne Memorial Grant Program; Approving and Authorizing the Use of \$1,088.00 from the Law Enforcement Trust Fund to Fund the Required Grant Match Amount; Authorizing the Proper Officials and Officers of the City and the Police Department to Execute All Required Grant Documentation; Effective Date
- H) Recommendation that Council Approve an Expenditure of \$89,065.00 (\$46,962.00 to Duval Ford, Inc.; \$22,990.00 to Beck Auto Sales, Inc.; \$19,113.00 to Hill Kelly Dodge Jeep) for the Purchase of Two 2007 Ford Crown Victorias and Two Dodge Chargers for the Annual Scheduled Replacement of the Police Department's Automobile Fleet, as Provided in Section 31.11 (E) (5) of the City Code, Utilizing the Florida Sheriffs Association Bid Award # 06-14-0821
- I) Request that Council Approve Payment of \$53,661.06 in Taxes and Penalties to the Internal Revenue Service for the Employment Tax Audit Covering Calendar Years 2002, 2003, and 2004
- J) Appointment to the Board of Adjustment/Zoning and Planning Board by Councilman Dotson (Group II) to Fill an Unexpired Term Ending on April 30, 2007 Created by the Resignation of Jesse Thrash

**11. Other Business:**

- A) Status Report of City Monuments to Honor those who Have Served on City Boards

**12. Reports & Recommendations:**

- A) City Attorney
- B) City Manager
- C) City Council

### 13. Adjourn

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If any person decides to appeal any decision of this Board with respect to any matter considered, s/he will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is made (F. S. 286.0105), all of which the City does not provide.  
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In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk, 201 Westward Drive, Miami Springs, Florida 33166. Telephone: (305) 805-5006, no later than (7) days prior to the proceeding.  
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Pursuant to Sec. 2-11.1 (S) of the Miami-Dade County Code and Miami Springs Code of Ordinances Chapter 33 - §33-20, all persons, firms or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the City Council; (2) any action, decision, recommendation of any City Board or Committee; or (3) any action, decision or recommendation of City personnel during the time period of the entire decision-making process on such action, decision or recommendation which will be heard or reviewed by the City Council, or a City Board or Committee shall register with the City before engaging in any lobbying activities on forms prepared for this purpose and shall state under oath his or her name, business address, the name and business address of each person or entity which has employed said registrant to lobby, and the specific issue on which he or she has been employed to lobby. A copy of the lobbyist registration form is available from the Office of the City Clerk.  
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Next Ordinance No. 946-2006  
Next Resolution No. 2006-3338